

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FC 2013-071486

02/16/2016

ATLAS NO. 000394586105/003  
HONORABLE KATHLEEN MEAD

CLERK OF THE COURT  
D. Berkland  
Deputy

IN RE THE MATTER OF  
TIMOTHY BLAKE PROVOST

TIMOTHY BLAKE PROVOST  
17775 W COLUMBINE DR  
SURPRISE AZ 85388

AND

BRITTANY MAE RITCHER

BRITTANY MAE RITCHER  
9508 N 173RD AVE  
WADDELL AZ 85355

DCS CASEWORKER SECTION 03  
FAMILY SUPPORT SERVICES-CCC  
TASC - PHOENIX  
TIMOTHY B PROVOST  
901 S COUNTRY CLUB  
UNIT 2167  
MESA AZ 85210

MINUTE ENTRY

9:42 a.m. This is the time set for Return Hearing re: Petitioner's *Petition to Enforce Child Support*, filed December 21, 2015, and Respondent's *Petition to Modify Legal Decision Making, Parenting Time and Child Support*, filed December 21, 2015. Petitioner/Father is present appearing on his own behalf. Respondent/Mother is present appearing on her own behalf.

A recording of this proceeding is made by CD (FTR) in lieu of a court reporter.

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The Court reviews and summarizes the history of the above-captioned matter noting the parties had a juvenile matter which has since been dismissed. The juvenile court awarded Father sole legal decision making with Mother having supervised parenting time.

**DEPARTMENT OF CHILD SAFETY TO PROVIDED REPORTS TO COURT**

**IT IS ORDERED**, pursuant to A.R.S. § 8-807(D), the Department of Child Safety shall release the following redacted and un-redacted records pertaining to the parties and their child: Lillie Mae Provost, dob: 06/16/2012 in this case to the Court and to any court-appointed expert once appointed for an *in camera* review:

- Case notes
- CPS reports
- Investigative Information
- Child Safety Assessments/Safety Risk Assessments
- Provider Records
- Mental Health Records
- Case Plan
- Court Reports

**IT IS FURTHER ORDERED** that the DCS case records shall not be copied, distributed or provided to anyone other than the parties or counsel retained for this case. Violation of this order may result in sanctions.

Discussion ensues between the Court and the parties with regard to the status of Mother's supervised parenting time.

Based upon the discussion held and there being no objection,

**IT IS ORDERED** expanding Mother's parenting time so that in addition to the maternal grandmother supervising Mother's parenting time, Mother's sister, Destiny Green may serve as Mother's supervisor if she is willing and able to do so.

**IT IS FURTHER ORDERED** affirming the designation of Father having sole legal decision making, Mother shall have no overnight parenting time; all parenting time shall be supervised and at Father's discretion.

**LET THE RECORD REFLECT** Father shall be flexible in allowing Mother parenting time with the child.

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**ORDER SUSPENDING CHILD SUPPORT**

**IT IS FURTHER ORDERED**, pending further Court order, suspending the child support order, entered on October 9, 2015 directing Father to pay child support to Mother in the amount of \$495.72.

**IT IS FURTHER ORDERED** that all communication between the parties shall be through a program such as *KidShare*, *My Family Wizard*, *Google Calendar*, etc. All communication shall be responded to within 24 hours. Mother shall select which program she wishes to use and shall text message Father advising him accordingly.

**BOTH PARTIES TO PARTICIPATE IN DRUG TESTING**

**IT IS FURTHER ORDERED** that Father and Mother shall participate in hair follicle and urine analysis drug testing.

**IT IS FURTHER ORDERED:**

1. Father and Mother shall appear in person at TASC, Inc. at 2234 North 7th Street, Phoenix, at 423 N. Country Club Drive, Suite 19, in Mesa, or at 5955 W. Myrtle Avenue, Suites 2-4, Glendale before 6:00 p.m. on February 16, 2016.
2. Father and Mother shall present to TASC the Court Ordered Substance Abuse Testing form issued by this Court, and shall provide all information necessary for its completion;
3. Father and Mother shall provide such samples as are reasonably required by TASC to comply with this Order. Father and Mother shall submit to a hair follicle test and a Screen B drug urine analysis test.
4. Father and Mother shall sign, execute and deliver such forms of consent and authorization as shall be reasonably required by TASC to comply with this Order;
5. The results of said testing shall be reported directly to this Court in writing by TASC, with copies provided to counsel for both parties, or directly to the parties, if unrepresented;
6. Father and Mother shall report for subsequent testing as directed by TASC, and shall present a photo I.D. at time of testing, along with any prescription medications currently being taken;

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7. Father and Mother shall pay the costs of (his or her) own testing IN MONEY ORDER OR CASHIER'S CHECK at the time of testing.

8. All parties are advised that the failure, neglect or refusal to participate in testing may be considered an admission by the party that the testing, if conducted, would have revealed the use of the substance(s) tested for, which finding is contrary to the best interest of the child; failure to submit to a drug test, absent good cause shown, may result in a finding of Contempt of Court, incarceration in the Maricopa County Jail, issuance of a Civil Arrest Warrant or other sanctions by the Court;

9. The parties are also advised that a diluted test specimen shall be considered an attempt to conceal the presence of illicit drugs, and therefore interpreted as positive, which finding is contrary to the best interest of the child;

10. **In the event the initial hair follicle or urine analysis results are positive for drug use, the person/persons testing positive shall be randomly tested NOT LESS THAN ONCE TWO TIMES EACH WEEK continuing until further Order of the Court.**

11. The parties are hereby advised that test results ARE NOT confidential.

**IT IS FURTHER ORDERED** that should either party produce a negative hair follicle (not positive for drugs) or negative urine analysis test, the party testing negative shall reimbursed the cost of the test(s) by the other party.

**IT IS FURTHER ORDERED** setting the above-captioned matter for **Status Conference re: Drug test results / DCS reports / Mother's parenting time on April 5, 2016 at 11:45 a.m.** (15 minutes allotted) before the Honorable Kathleen Mead, located at 14264 West Tierra Buena Lane, Courtroom 121, Surprise, Arizona 85374.

ISSUED: Court Ordered Substance Abuse Testing

**IT IS FURTHER ORDERED** signing this minute entry as a formal Order of the Court this 16<sup>th</sup> day of February 2016.

/s/ Hon. Kathleen Mead

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Honorable Kathleen Mead  
Superior Court Judge

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10:00 a.m. Matter concludes.

All parties representing themselves must keep the Court updated with address changes.  
A form may be downloaded at: <http://www.superiorcourt.maricopa.gov>.